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# STATE OF HAWAII

## REQUEST FOR EXEMPTION FROM CHAPTER 103D, HRS

TO: Chief Procurement Officer

STATE PROCUREMENT OFFICE  
STATE OF HAWAIIFROM: Division of Boating and Ocean Recreation  
(Department/Division/Agency)

Pursuant to § 103D-102(b)(4), HRS, and Chapter 3-120, HAR, the Department requests a procurement exemption to purchase the following:

Description of goods, services, or construction:

IFB No.: IFB-02-090-0

Contract No.: 49280

Description: Refuse collection services for State Small Boat Harbors, launch ramps on Oahu. Department of Land and Natural Resources, DOBOR

Name of Vendor: ROLLOFFS HAWAII, INC.  
Address: P.O. Box 30046  
Honolulu, Hawaii 96820Cost:  
not available

Term of Contract: From: 07/01/04

To: 09/30/04

Prior Exemption Ref. No. (if applicable)

Explanation describing how procurement by competitive means is either not practicable or not advantageous to the State:

1. The State Procurement Office is unable to award the contract because of staffing shortages caused by the vacant positions.
2. DOBOR did not anticipate that ROLLOFFS HAWAII, INC. would not extend its current contract.
3. The State Procurement Office will not be able to prepare the new contract for bid prior to the current contract expiring because of the short amount of time remaining on the current contract.
4. The State Small Boat Harbors and launch ramps require continuous refuse collection services and a disruption in service would create conditions that would endanger the health and safety of the users of DOBOR's facilities.

Details of the process or procedure to be followed in selecting the vendor to ensure maximum fair and open competition as practicable:

Request competitive bid, as soon as possible, from contractors who offer refuse services, using specifications, other than price terms, of the current refuse contract.

However, due to the time it may take in obtaining competitive bids from contractors of refuse services and the short time frame available before the expiration of the current contract, we may have no choice but to continue with the current provider. The reasoning is that the current provider already has refuse bins in place at the harbors and launch ramps, they also have pick-up schedules in place. It may be more advantageous to DOBOR and the public to continue with the current provider to ensure we have no disruption in service.

A description of the agency's internal controls and approval requirements for the exempted procurement:

Agency personnel will verify that the proposals address all the contract conditions.

A list of agency personnel, by position title, who will be involved in the approval process and administration of the contract:

Acting Administrator: Stephen L. Thompson

Acting Oahu District Manager: Edward R. Underwood

Direct questions to:

Edward R. Underwood

Phone Number:

587-1973

This exemption should be considered for list of exemptions attached to Chapter 3-120, HAR: Yes ☐ No ☐

**I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS, TO THE BEST OF MY KNOWLEDGE, TRUE AND CORRECT.**

Department Head or Designee

Date

Title (If other than Department Head)

Chief Procurement Officer's Comments:

This exemption is for the solicitation process only, Chapter 103D-310 shall still apply.

Please ensure adherence to applicable administrative requirements.

☒ APPROVED

☐ DISAPPROVED

cc:

Administrator,  
State Procurement Office

Chief Procurement Officer

Date

**STATE OF HAWAII**  
**NOTICE OF EXEMPTION FROM CHAPTER 103D, HRS**

The Chief Procurement Officer is in the process of reviewing the request from the Department of Land and Natural Resources, Division of Boating and Ocean Recreation for exemption from Chapter 103D, HRS, for the following goods, services, or construction:

Provide three months of refuse collection services for the State Small Boat Harbors, launch ramps on Oahu.

**Vendor:** Rolloffs Hawaii, Inc.

**Address:** P. O. Box 30046  
Honolulu, Hawaii 96820

**Term of Contract:**

From:	To:
July 1, 2004	September 30, 2004

**Cost:**  
To be determined

**Direct any inquiries to:**

Department: Land and Natural Resources, Division of Boating and Ocean Recreation

Contact Name/Title: Edward R. Underwood

**Address:**

**Phone Number:**  
**(808) 587-1973**

**Fax Number:**

Date Posted: June 3, 2004

**A copy of this notice of exemption from Chapter 103D, HRS, shall be posted by the Chief Procurement Officer and the purchasing agency in an area accessible to the public, at least seven (7) calendar days prior to any approval action.**

**Submit written objections to this notice to issue an exemption from Chapter 103D, HRS, within seven (7) calendar days from the date posted to:**

Chief Procurement Officer  
Office/Agency State Procurement Office  
Address 1151 Punchbowl Street, Rm 416  
Honolulu, Hawaii 96813